

MEETINGS TO DATE 5
NO. OF REGULARS 4
NO. OF SPECIALS 1

LANCASTER, NEW YORK
FEBRUARY 22, 1982

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 22nd day of February, 1982, at 8:00 P.M. and there were:

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
LEONARD E. GRZYBOWSKI, COUNCILMAN
DONALD E. KWAK, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
ROBERT LABENSKI, TOWN ENGINEER
VIRGIL J. PAUL, HIGHWAY SUPERINTENDENT
THOMAS E. FOWLER, CHIEF OF POLICE

BID OPENING SCHEDULED FOR 8:00 P.M.

At 8:00 P.M. the Town Board considered sealed proposals for furnishing to the Recreation Department of the Town of Lancaster One (1) Diamond Conditioner.

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA, AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:00 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

BID OPENING SCHEDULED FOR 8:00 P.M. CONT'D.:

Proposals were received from the following bidder:

<u>BIDDER</u>	<u>BID</u>
S.V. Moffett Company, Inc. Thruway Park Drive West Henrietta, New York 14586	\$6169.00

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Recreation Director for examination, tabulation, and recommendation.

BID OPENING SCHEDULED FOR 8:10 P.M.:

At 8:10 P.M. the Town Board considered sealed proposals for the purchase of arts and crafts supplies for the Recreation Department of the Town of Lancaster.

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:10 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

<u>BIDDER</u>	<u>BID</u>
S & S Arts and Crafts Colchester, Connecticut 06415	\$2,485.74
Vanguard Crafts, Inc. 1701 Utica Avenue Brooklyn, New York 11234	NO BID

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GRZYBOWSKI AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Recreation Director for examination, tabulation, and recommendation.

BID OPENING SCHEDULED FOR 8:20 P.M.:

At 8:20 P.M. the Town Board considered sealed proposals for the purchase of sporting goods and athletic equipment for the Recreation Department of the Town of Lancaster.

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:20 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

BIDDER

Laux Sporting Goods
25 Pineview Drive, Audubon Industrial Park
North Tonawanda, New York 14120

Jim Ludtka Sporting Goods, Inc.
3383 Harlem Road
Cheektowaga, New York 14225

Buffalo Wholesale
146 Broadway
Buffalo, New York 14203

Dekdebrun Sporting Goods, Inc.
Northtown Plaza
Buffalo, New York 14226

Ruby's Sporting Goods Store, Inc.
853-857 Clinton Avenue, South
Rochester, New York 14620

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Recreation Director for examination, tabulation, and recommendation.

BID OPENING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster Highway Department the following materials: Crushed Stone, Gravel, Road Oil, Black Top, Cinders, Ice Control Grit, and Redi-Mix Concrete.

BID OPENING SCHEDULED FOR 8:30 P.M. CONT'D.:

ON MOTION BY COUNCILMAN GRZYBOWSKI, AND SECONDED BY COUNCILMAN KWAK
AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid
proposals was closed at 8:30 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were
presented and ordered placed on file.

Proposals were received from the following bidders:

<u>BIDDER</u>	<u>BID</u>
County Line Stone Co., Inc. County Line Road Akron, New York 14001	Crushed Stone Black Top
Frey Concrete, Inc. 561 Pavement Road Lancaster, New York 14086	Gravel Ice Control Grit Redi Mix Concrete
Carmen M. Pariso, Inc. 273 South Roycroft Boulevard Buffalo, New York 14225	Cinders
Pine Hill Concrete Mix Corp. 2255 Bailey Avenue P.O. Box 11120 Station "E" Buffalo, New York 14211	Banks Run Gravel Ice Control Grit Redi Mix Concrete
Clarence A. Hackett, Inc. P.O. Box 6767 Buffalo, New York 14240	Cinders
The Buffalo Slag Co., Inc. 500 Como Park Boulevard Cheektowaga, New York 14225	Crushed Stone Black Top Ice Control Grit
Buffalo Crushed Stone 8615 Wehrle Drive Williamsville, New York 14221	Crushed Stone Black Top
Western Bituminous Products, Inc. P.O. Box 276 1655 Union Road West Seneca, New York 14224	Black Top
Midland Asphalt Corp. 640 Young Street Tonawanda, New York 14150	Road Oil
Krantz Asphalt Co. Inc. 701 Elk Street Buffalo, New York 14210	Road Oil
Regent Black Top Paving, Inc. 3839 Walden Avenue Lancaster, New York 14086	Cinders Ice Control Grit
Lancaster Stone Products, Inc. 5833 Main Street Buffalo, New York 14221	Crushed Stone Black Top

BID OPENING SCHEDULED FOR 8:30 P.M. CONT'D.:

ON MOTION BY COUNCILMAN GRZYBOWSKI, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Highway Superintendent for examination, tabulation, and recommendation.

BID OPENING SCHEDULED FOR 8:40 P.M.:

At 8:45 P.M. the Town Board considered sealed proposals for furnishing and installing One (!) New Cat Model #3208 Diesel Engine or Equal, in Town of Lancaster 1972 Oshkosh Model #P2023-4A1, of the Highway Department of the Town of Lancaster.

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN GRZYBOWSKI AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:45 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

BIDDER

International Harvester Company
2425 Walden Avenue
Buffalo, New York 14225

Buffalo Truck Sales & Service, Inc.
85 Michigan Avenue
Buffalo, New York 14204

Nuttall Equipment Co., Inc.
Sherman, New York 14781

Massaro Detroit Diesel
260 Creekside Drive
Tonawanda, New York 14150

ON MOTION BY COUNCILMAN GRZYBOWSKI, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Highway Superintendent for examination, tabulation, and recommendation.

PUBLIC HEARING SCHEDULED FOR 9:00 P.M.:

At 9:00 P.M. the Town Board held a Public Hearing to hear all interested parties and citizens upon the application for a Special Use Permit for a Used Car Lot upon real property locally known as 5075 Transit Road, in the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed Certified Mail, Return Receipt Requested, to the Petitioner, the Attorney for the Petitioner, the Erie County Department of Planning, and Richard Moleski, the Town Clerk of the Town of Cheektowaga, notifying these individuals of the time and place of this Public Hearing.

The Town Clerk presented a Zoning Coordination Referral from the Erie County Department of Planning wherein the Department acknowledged receipt of a Notice of this Public Hearing and commented as follows: "The proposed zoning action is subject to review; the Division has no objection thereto."

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending approval of the proposed Special Use Permit.

<u>PROPOSERS</u>	<u>ADDRESS</u>
Ronald Fretz, the Petitioner	5075 Transit Rd., Lancaster, N.Y.
<u>OPPOSERS</u>	<u>ADDRESS</u>
None	

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN GRZYBOWSKI AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:07 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter until their next meeting scheduled for March 1st, 1982.

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Grzybowski, for the Solid Waste Committee, reported that a new format agreement between the nine participating municipalities is currently in the preparation stage and this new agreement should be shipped out to the communities within the next few weeks.

Councilman Kwak, for the Recreation Committee, reported that he met with the Recreation Commission relative to the wading pool at Keysa Park.

Councilman Kwak indicated that a decision will be necessary within the next few weeks in order that this facility would be ready for summer use.

Councilman Kwak, also for the Recreation Committee, reported that the Twin District Fire Company is willing to sign a three-year contract for use of their premises on William Street for Town of Lancaster summer recreation purposes.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the minutes of the meetings of the Town Board of
the Town of Lancaster, held February 1, 1982 and February 8, 1982, as
presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Superintendent of Buildings has recommended the
reroofing, reinsulation and repair of four roofs on Lancaster Town Buildings,
consisting of Recreation, Police, leased garage and the office portion of
the Highway buildings, and

WHEREAS, HABITERRA ASSOCIATES, by letter dated January 22, 1982,
on file with the Town Clerk, has submitted his proposal for engineering work
to accomplish this project,

NOW, THEREFORE, BE IT

RESOLVED, that HABITERRA ASSOCIATES be and hereby are retained in
accordance with said proposal at fee representing 8% of the total construction
cost for said reroofing, reinsulation and repair of four roofs on Lancaster
Town Buildings, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute an Agreement for said reconstruction.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

WHEREAS, the Town Board has heretofore received bids for the renovation of existing heating system and fuel conversion for the Public Works Building located at 525 Pavement Road, Lancaster, New York, and

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the recommendation and report of Habiterria Associates, dated February 15, 1982, and filed with the Town Clerk, the contract for the renovation of the existing heating system and fuel conversion for the Public Works Building be and hereby is awarded to R.G.RECHIN, INC., 1441 S. Creek Road, Box 236, Derby, New York, 14047, in the full amount of \$32,897.00, being the lowest responsible bid in accordance with the specifications on file with the Town Clerk, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the contract for same.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

WHEREAS, the Building Inspector of the Town of Lancaster, by letter dated January 19, 1982, has recommended that Jeffrey H. Simme, Assistant Building Inspector, be authorized to attend a course for Fire Inspectors from Fire Departments and Local Government Personnel, conducted by the Office of Fire Prevention, to be held at the Academy of Fire Science, Montour Falls, New York from May 3rd through May 7th, 1982,

NOW, THEREFORE, BE IT

RESOLVED, that JEFFREY H. SIMME, Assistant Building Inspector of the Town of Lancaster, be and is hereby authorized to attend said course, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$150.00, plus mileage.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

A Regular meeting of the Town Board
of the Town of Lancaster, in the County
of Erie, New York, was held at the
Town Hall , in said Town, on
the 22nd day of February , 1982.

PRESENT:

Hon. Stanley Jay Keysa,	Supervisor
Ronald A. Czapla	Councilman
Robert H. Giza	Councilman
Leonard E. Grzybowski	Councilman
Donald E. Kwak	Councilman

In the Matter
of the

Increase and Improvement of Facilities of
Sewer District No. 2 and all extensions, in
the Town, in the County of Erie, New York
pursuant to Section 202-b of the Town Law.

ORDER CALLING PUBLIC
HEARING TO BE HELD ON
March 15 , 1982

WHEREAS, the Town Board of the Town of Lancaster (herein
called "Town Board" and "Town", respectively), in the County of
Erie, New York on behalf of the Sewer District No. 2 and all
extensions, in the Town (herein called "District"), has requested
Krehbiel-Guay-Rugg-Hall, engineers duly licensed by the State of
New York (herein called "Engineers"), to prepare a preliminary
map, plan and report for the increase and improvements of
facilities of the District, consisting of the reconstruction, in
part, of sanitary sewer lines, the construction of additional
sewer lines, and the construction, of a
pumping station and including land or rights in land, original
furnishings, equipment, machinery and apparatus required
therefor, and pursuant to the direction of the Town, the
Engineers have completed and filed with the Town Board such
preliminary map, plan and report for said increase and
improvements of facilities of the District and have estimated the
total cost thereof to be \$1,717,500; now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be
held at Town Hall , in the Town, on the 15th day
of March , 1982 at 8:15 o'clock P.M. (Prevailing Time)
to consider said increase and improvement of facilities of the
District and to hear all persons interested in the subject

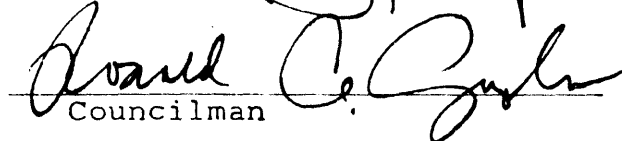
thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law;

FURTHER ORDERED, that the Town Clerk publish at least once in the "the "LANCASTER ENTERPRISE & JOURNAL"", a newspaper published in Lancaster, New York, and hereby designated as the official newspaper of the Town for such publication, and posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, and to be posted at five (5) public places within the District, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

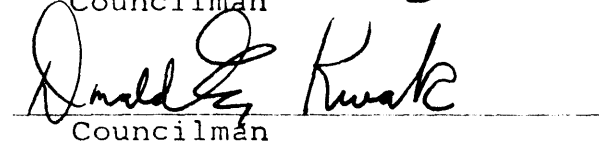
DATED: February 22, 1982


TOWN BOARD OF THE TOWN OF LANCASTER


Supervisor


Councilman


Councilman


Councilman


Councilman

SEAL

Members of the Town Board of the Town
of Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

RESOLVED, that pursuant to the provisions of Section 284 of the Highway Law of the State of New York, it is agreed by and between the Town Superintendent of Highways of the Town of Lancaster and the Town Board of the Town of Lancaster, that monies levied and collected in the Town of Lancaster for the repair and improvement of highways and received from the State for State Aid for the repair of highways, will be expended in accordance with the agreement executed by the members of the Town Board of the Town of Lancaster and the Town Superintendent of Highways of the Town of Lancaster, dated February 22, 1982.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, regular meetings of the Northeast Communities Solid
Waste Management Board will be held wherein deliberations will take place which
may affect solid waste disposal and the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Councilman Grzybowski be and hereby is authorized to
attend meetings of the Northeast Communities Solid Waste Management Board
in a liaison capacity only, without authority to bind the Town of Lancaster
and in order to keep the Town Board informed as to current deliberations
concerning solid waste disposal in the northeast region of the County of Erie.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

BOND AND CAPITAL NOTE RESOLUTION OF THE TOWN OF
LANCASTER, NEW YORK, ADOPTED FEBRUARY 22, 1982,
AUTHORIZING THE RECONSTRUCTION, IN PART, OF CERTAIN
BUILDINGS OWNED BY THE TOWN TO INCLUDE ROOF RECONSTRUCTION,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$122,000,
APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING
THE ISSUANCE OF \$6,100 CAPITAL NOTES TO PROVIDE THE
REQUIRED DOWN PAYMENT AND \$115,900 SERIAL BONDS OF THE
TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,
IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less
than two-thirds of all the members of said Board), AS FOLLOWS:

Section 1. The Town of Lancaster, in the County of
Erie, New York (the "Town"), is hereby authorized to reconstruct,
in part, certain buildings owned by the Town to include roof
reconstruction and to purchase original equipment, machinery
and apparatus required for the purpose for which such buildings,
as so reconstructed, are to be used. The estimated maximum
cost of said specific object or purpose, including preliminary
costs and costs incidental thereto and the financing thereof,
is \$122,000 and the said amount is hereby appropriated therefor.
The plan of financing includes the issuance of \$6,100 Capital
Notes to provide the required down payment, the issuance of \$115,900
serial bonds of the Town to finance the balance of said appropriation
and the levy of a tax upon all the taxable real property within
the Town to pay the principal of said bonds and interest thereon
as the same shall become due and payable.

Section 2. Capital Notes in the principal amount of
\$6,100 to provide the required down payment and serial bonds of
the Town are hereby authorized to be issued in the principal amount

of \$115,900 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the balance of said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The said buildings to be reconstructed are of Class "B" construction and the period of probable usefulness of the specific object or purpose for which the \$115,900 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00a.12(b) of the Law, is fifteen (15) years.

(b) Current funds are required by the Law to be provided prior to the issuance of serial bonds authorized pursuant to this resolution, or any bond anticipation notes issued in anticipation of the sale of such bonds, and such current funds will be provided from the proceeds of the capital notes hereinabove authorized to be issued. The Supervisor, the chief fiscal officer of the Town, is hereby authorized and directed to set aside said current funds and to apply the same to the cost of said reconstruction.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the notes and bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by §52.00 of the Law and said notes and bonds and any notes issued in anticipation thereof, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment

of the principal of and interest on said notes and bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the notes and bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said notes and of §50.00 and §§56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the notes and bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the notes and bonds authorized pursuant to this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced, within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation, of the provisions of the constitution

Section 7. This resolution shall be subject to a permissive referendum.

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The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE
COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk shall, within ten (10)
days after the adoption of the bond and capital note resolution
referred to in the form of Notice hereinafter set forth in
Section 2 hereof, cause to be published at least once in the
"LANCASTER ENTERPRISE-JOURNAL", a newspaper published in Lancaster,
New York, having a general circulation within said Town and hereby
designated as the official newspaper of said Town, and to be
posted on the sign board of the Town maintained pursuant to sub-
division 6 of Section 30 of the Town Law, and in at least five
(5) public places in the Town, a notice which shall set forth the
date of adoption of the foregoing bond and capital note resolution
and contain an abstract thereof concisely stating its purpose and
effect.

Section 2. The Notice referred to in Section 1 hereof,
shall be in substantially the following form:

TOWN OF LANCASTER, IN THE COUNTY
OF ERIE, NEW YORK

PLEASE TAKE NOTICE that on February 22, 1982, the Town Board of the Town of Lancaster, in the County of Erie, New York, adopted the bond and capital note resolution entitled:

"Bond and Capital Note Resolution of the Town of Lancaster, New York, adopted February 22, 1982, authorizing the reconstruction, in part, of certain buildings owned by the Town to include roof reconstruction, stating the estimated maximum cost thereof is \$122,000, appropriating said amount therefor and authorizing the issuance of \$6,100 capital notes to provide the required down payment and \$115,900 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Town of Lancaster ("Town"), to reconstruct, in part, certain buildings owned by the Town to include roof reconstruction, to purchase the original equipment, machinery and apparatus required for the purpose for which said buildings as reconstructed are to be used; STATING the estimated maximum cost thereof is \$122,000; APPROPRIATING the said amount therefor; STATING the plan of financing includes the issuance of \$6,100 Capital Notes to provide the down payment required by law, the issuance of \$115,900 serial bonds of the Town to finance the balance of said appropriation and the levy of a tax upon all the taxable real property within the Town, to pay the principal of said bonds and the interest thereon as the same shall become due and payable;

SECOND: AUTHORIZING \$6,100 Capital Notes and \$115,900 serial bonds to be issued pursuant to the provisions of the Local Finance Law ("Law");

THIRD: DETERMINING AND STATING that the period of probable usefulness of said buildings as reconstructed, being the specific object or purpose for which said \$115,900 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of §11.00 a.12.(b) of the Law, is fifteen (15) years; that current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds will be provided from the proceeds of the capital notes authorized to be issued; DIRECTING the Supervisor to set aside said current funds and to apply the same solely to the specific object or purpose herein described; STATING the maturity of the bonds herein authorized to be issued will exceed five (5) years;

FOURTH: DETERMINING that said notes and bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of the notes and bonds and any notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: PROVIDING that the resolution shall be subject to a permissive referendum.

BY ORDER OF THE TOWN BOARD OF THE
TOWN OF LANCASTER, NEW YORK.

Town Clerk

DATED: February 22, 1982

Section 3. After said bond and capital note shall take effect, the Town Clerk is hereby directed to cause said resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 4. This resolution shall take effect immediately.

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The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~copy~~
The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Building Inspector of the Town of Lancaster, by letter dated February 3, 1982, has requested permission for himself and the Assistant Building Inspector to attend the 7th Annual Building Officials School sponsored by the Finger Lakes Building Association, from April 26th through April 28th, 1982,

NOW, THEREFORE, BE IT

RESOLVED, that ROBERT L. LANEY, Building and Zoning Inspector, and JEFFREY H. SIMME, Assistant Building Inspector, be and are hereby authorized to attend the 7th Annual Building Officials School, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$150.00, plus mileage.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~duxx~~

The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

WHEREAS, the Town of Lancaster has received a Step II Design Grant
for its sanitary sewer system rehabilitation for Town Sanitary Sewer District
No. 2 and its extensions, and

WHEREAS, KREHBIEL ASSOCIATES, INC. have submitted a proposal for
design of said relief sanitary sewers and related appurtenances for sanitary
sewer rehabilitation;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute an agreement between the Town of Lancaster and Krehbiel
Associates, for design of relief sanitary sewer rehabilitation in strict
accordance with the grant offer and conditioned upon approval of said Agreement
of the Town Attorney and subject to completion of the proceeding for increase
of facilities and bond authorization of said work.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~and~~

The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN GRZYBOWSKI , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 CZAPLA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
 ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 1483 to 1553 Incl.	\$134,294.68
Highway Fund	No. 901 to 930 Incl.	\$ 61,197.26
Special District Fund	No. 558 to 560 Incl.	\$ 14,445.87
Trust & Agency Fund	No. 545 to 548 Incl.	\$ 21,285.15
Federal Revenue Sharing Fund	No. 289 to 304 Incl.	\$ 3,728.26
Capital Fund	No. 592 to 592 Incl.	\$ 17,017.00
Community Development Fund (Rehabilitation Escrow Acct.)	No. 120 to 120 Incl.	\$ 600.00

and,

BE IT FURTHER

RESOLVED, that the claim of applicant and J L M Contracting for
 \$600.00, dated February 2, 1982, be and is hereby approved and the Supervisor
 be and is hereby ordered to submit this claim to the Community Development
 Program, Rehabilitation Escrow Account, Grant #359, Town of Lancaster, for
 reimbursement.

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxxx~~

The resolution was thereupon unanimously adopted.

February 22, 1982

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN CZAPLA , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 GIZA , TO WIT:

RESOLVED, that the following Building Permit Applications be and
 are hereby approved and the issuance of Building Permits be and are hereby
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
9	Marrano Corp.	49 Heritage Dr.	ER. FR. BRK. VEN. SIN. DLWG, PVT. GARAGE
10	Marrano Corp.	29 Tanglewood Dr.	ER. FR. BRK. VEN. SIN. DLWG, PVT. GARAGE
11	Carleton Weiss	49 Stutzman Rd.	REBUILD FR. SIN. DWLG
12	Josela Enter.	15 Petersbrook Cir.	ER. FR. SIN. DWLG, PVT. GARAGE
13	Marrano Corp.	27 Fox Hunt Rd.	ER. FR. SIN. DWLG, PVT. GARAGE
14	John & Sharon Hoffman	5376 William St.	ER. FR. SIN. DWLG, PVT. GARAGE

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxxx~~

The resolution was thereupon unanimously adopted.

February 22, 1982

STATUS REPORT ON UNFINISHED BUSINESS:

1. Dumping Permit Application - Walt's Tree Service
On April 16, 1981, the Planning Board recommended denial of this application. On April 20, 1981, the Town Board returned this application to the Planning Board for further review and recommendation.
2. Grade Crossings, Maple Drive Signalization
On January 15, 1982, the N.Y.S. Dept. of Transportation notified the Town Board that this request has the lowest of priorities due to the small vehicle and train volume at this crossing. The Town Clerk was directed to remove this item from future Town Board Agendas.
3. Public Improvement Permit Authorization, Countryside Subdivision, Phase 1 (Josela)
The Town Board on October 1, 1979, authorized issuance of P.I.P. No. 75 (street lighting) and P.I.P. No. 76 (sidewalks) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
4. Public Improvement Permit Authorization, Country View East Subdivision, Phase 1 (Marrano)
On January 21, 1980, the Town Board authorized issuance of P.I.P. No. 77 (sidewalks) and No. 78 (street lighting) which have not yet been accepted by the Town Board. The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1982.
5. Public Improvement Permit Authorization, Heritage Hills Subdivision, Phase 1
The Town Board authorized issuance of P.I.P. No. 60 (street lighting) and P.I.P. No. 70 (sidewalks) which have not yet been accepted by the Town Board. The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
6. Public Improvement Permit Authorization, Woodview Estates Subdivision
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
7. Rezone Petition - Michael Passucci
On December 21, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
8. Special Use Permit - Brink's Motors, Inc.
On February 22, 1982, the Town Board held a Public Hearing on this matter and reserved decision until the meeting of March 1, 1982.
9. Street Lighting - New Subdivisions
On June 15, 1981, this matter was referred to the Lighting Committee for review. On August 18, 1981, the Town Clerk wrote to the developers of Heritage Hills Subdivision, Country View East Subdivision, and Countryside Subdivision directing them to repair all damaged items.
10. Subdivision Approval - Lancaster Industrial Commerce Center
On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of the Water, Sanitary Sewer, and Drainage District applications.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

11. Subdivision Approval - Plumb Bottom Estates
On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
12. Traffic Study - Genesee Street and Ransom Road
On July 13, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that they will conduct this study as their caseload permits.
13. Traffic Study - Green Arrows at Central and Walden Avenues
On March 20, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that green arrows will be installed at this intersection.
14. Traffic Study - Speed Reduction on William Street
On October 17, 1980, the N.Y.S. Dept. of Transportation recommended a 45 MPH speed zone on William Street from Transit Road east to Bowen Road.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

None

COMMUNICATIONS:DISPOSITION

93. Town Clerk to Supervisor -
Monthly report for January 1982.
94. Town Clerk to Town Board -
Resume of actions taken in regards to Town
Board meeting held 2/1/82.
95. McFarland-Johnson Engineers, Inc. to Town
Board -
Invitation to attend Hospitality Suite
during N.Y.S. Association of Towns Conference.
96. Urban H. Rozler to Town Board -
Request joint consideration with Village in
honoring on Independence Day the "Modern Day
Patriots - the Service People of the Town and
Village of Lancaster".
97. D.C.O. to Town Board -
Monthly report for January 1982.
98. Building Inspector to Town Board -
Monthly report for January 1982.
99. Building Inspector to Town Board -
Request permission for himself and Assistant
Building Inspector to attend the 7th Annual
Building Officials School from 4/26-28/82.
100. County Executive to N.Y.S. Dept. of
Environmental Conservation -
Request for exemption regarding ECSD No. 4
Project.
101. Robert Weber to Supervisor -
Expression of gratitude for action from
Police Dept. and LVAC.
102. Buffalo Survey and Research. Inc. to
Supervisor -
Transmittal of prospectus.
103. Youth Bureau to Town Board -
Minutes from meeting of 1/21/82.
104. Drug Abuse Prevention Council to Town Board -
Minutes from meeting held 1/14/82.
105. Michael J. Dalfonso to Building Dept. -
Transmittal of application for position of
skilled laborer.
106. County Dept. of Environment and Planning to
N.Y.S. Dept. of Environmental Conservation -
Transmittal of maps in regards to ECSD No. 4,
Floodplain and Wetlands Grant Condition.
107. Supervisor to Town Board -
Notification of final State reimbursement
against contract for restoration of Opera
House.
108. Building Inspector to Supervisor -
Recommendation of purchase of Whiteprinter.
109. Lancaster Iron & Metal Co., Inc. to Supervisor -
Comments regarding latest developments of
the proposed N.Y. Telephone zone tool
charges.

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HUMAN SERVICES COMM.

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LT.NATALIZIA,PERS.FILE

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BUILDING COMMITTEE

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BUILDING COMMITTEE
TOWN CLERK

R & F

COMMUNICATIONS CONT'D.:

DISPOSITION

110. Public Service Commission to Supervisor -
Notice cancelling further hearings regarding
withdrawal by N.Y. Telephone of proposed zone
toll charges.
111. Highway Supt. to Town Board -
Notification of receipt of one two-wheel
drive truck.
112. Krehbiel Associates, Inc. to Town Board -
Advisement regarding Sewer System
Rehabilitation Project.
113. Shelgren & Marzec, Architects to Supervisor -
Recommendation that bid of Air Shade for
storm windows in Town Hall be accepted.
114. Town of Amherst to Supervisor -
Comments and transmittal of data relative
to Erie County's proposed Industrial
Development Bill.
115. County Dept. of Environment and Planning to
Supervisor -
Advisement of completion of audit relative
to Town Engineer's overhead rate in relation
to ECSD No. 4 Project.
116. County Dept. of Environment and Planning to
Supervisor -
Transmittal of information regarding 1980
Census.
117. Town Attorney and Deputy Town Attorney to
Town Board -
Apprisement of problems with filing of Local
Law No. 3, "Publication of Ordinances by
Summary".
118. ECIDA to Supervisor -
Transmittal of information regarding Economic
and Development Bill legislation.
119. LINKUP - Published by N.Y.S. Division of Youth -
Article pertaining to Youth Bureau's Summer
Theater Workshop.
120. Town of West Seneca Engineer to County Dept. of
Environment and Planning -
Notification of difference in interpretation
of EPA Policy regarding development and tap-
in restrictions for Grant Condition.
121. Highway Supt. to Town Board -
Request additional funding for three new
White Dump trucks.
122. Planning Board to Town Board -
Minutes from meeting held 2/3/82.
123. Planning Board to Town Board -
Minutes from joint meeting held 2/8/82
regarding review of proposed new Zoning
Ordinance.
124. Highway Supt. to Town Board -
Recommendations regarding Trash Disposal
Site bid.

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REC. OF TAXES

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KREHBIEL ENGINEERS

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TOWN ATTY. FOR RES.

R & F

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TOWN CLERK FOR
RESOLUTION

R & F

R & F

HWY. SUPERINTENDENT
FOR ANALYSIS

COMMUNICATIONS CONT'D.:DISPOSITION

- | | |
|---|--------------------------------|
| 125. Floyd R. Silliman to Town Clerk -
Offer of painting and carpentry services. | BLDG. COMMITTEE |
| 126. State Assembly to Supervisor -
Notice of public hearing to be held at
Buffalo on 3/5/82 pertaining to "The Future
of N.Y.S.'s Industrial Development Agencies". | R & F
SUPERVISOR |
| 127. Supervisor to Town Board -
Notification of various fund investments
made during January 1982. | R & F |
| 128. Planning Board to Town Board -
Minutes from meeting held 2/17/82. | R & F |
| 129. Planning Board to Town Board -
Comments regarding proposed rezone by
Paul Huber of MXK. | TOWN CLERK FOR REPLY |
| 130. Hercules Products to Supervisor -
Invitation to Open House on 2/28/82. | R & F |
| 131. Habiterria Associates to Supervisor -
Recommendation that bid of R.G. Rechin,
Inc. for renovation of heating system at
P.W.G. be accepted. | R & F |
| 132. Town Clerk to Town Board -
Transmittal of report on the 1982 Association
of Towns Conference. | R & F |
| 133. Town Engineers to Town Board -
Submittal of cost for engineering services
on Glendale Drive storm sewer. | TOWN ATTORNEY
TOWN ENGINEER |
| 134. Thill-Demerly Agency, Inc. to Supervisor -
Transmittal of "Exhibit B - Governmental
Insurance Disclosure Statement". | R & F |
| 135. The Connecticut Bank and Trust Co. to
Governmental Services -
Transmittal of "Amendment to Agreement of
Trust". | TOWN ATTORNEY |
| 136. Russell Bond & Co., Inc. to Supervisor -
Transmittal of "Governmental Insurance -
Disclosure Statement". | R & F |

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN
BOARD AND CARRIED, the meeting was adjourned at 10:15 P.M. out of respect to:

CASS SAMULSKI ✓
 MARIAN REYNDERS ✓
 JOSEPH GRZYBOWSKI ✓
 STELLA SCHUMAN ✓
 PHILOMENA LARAISO ✓

Signed

Robert P. Thill
 Robert P. Thill, Town Clerk